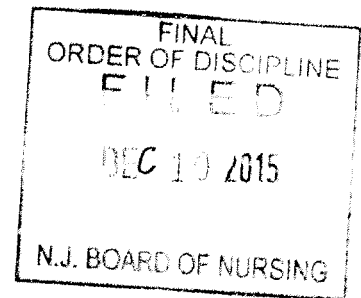


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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF NURSING

IN THE MATTER OF THE LICENSE OF	:	Administrative Action
	:	
	:	
SHAUNA M. MAY, L.P.N.	:	FINAL ORDER
License # 26NP05384000	:	OF DISCIPLINE
	:	
	:	
TO PRACTICE NURSING IN THE	:	
STATE OF NEW JERSEY	:	

This matter was opened to the New Jersey State Board of Nursing ("Board") upon receipt of information which the Board has reviewed and upon which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Shauna M. May ("Respondent") is a Licensed Practical Nurse in the State of New Jersey and has been a licensee at all times relevant hereto.

2. On or about May 8, 2014, Respondent completed and submitted an online biennial renewal application which asked whether Respondent would have "completed the required continuing education credits by May 31, 2014" referring to the biennial renewal period of June 1, 2012 - May 31, 2014. Respondent answered "yes" and certified that answer by submitting the online application.

3. By letter dated January 23, 2015, the Board asked Respondent to provide proof of having completed continuing education for the last three years, which included the biennial renewal period from June 1, 2012 - May 31, 2014.

4. On or about February 3, 2015, Respondent provided a partial response to the Board's letter, but failed to address the issue of continuing education and provided no documentation to indicate that she had completed any continuing education. (Respondent's reply is not attached as an Exhibit as it does not pertain to continuing education).

CONCLUSIONS OF LAW

Pursuant to N.J.A.C. 13:37-5.3(b), nurses are required to complete a minimum of thirty (30) hours of continuing education during the preceding biennial period in order to renew their licenses. Pursuant to N.J.A.C. 13:37-5.3(f), nurses are required to maintain documentation of completion of continuing

education for a period of four years after completion, and shall submit such documentation to the Board upon request.

Respondent failed to demonstrate, to the satisfaction of the Board, that Respondent completed the continuing education credits required for renewal during the biennial period of June 1, 2012 - May 31, 2014. The Board therefore finds Respondent in violation of N.J.A.C. 13:37-5.3(b) and 13:37-5.3(f), which in turn subjects Respondent to sanctions pursuant to N.J.S.A. 45:1-21(e) and (h).

Respondent's use of dishonesty and misrepresentation during the license renewal process in falsifying her continuing education information constitutes a violation of N.J.S.A. 45:1-21(b), subjecting Respondent to sanctions.

DISCUSSION ON FINALIZATION

Based on the foregoing findings and conclusions, a Provisional Order of Discipline seeking a suspension, reprimand, and a two hundred and fifty dollar (\$250) civil penalty was entered on September 8, 2015. Copies were served upon Respondent via regular and certified mail. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the thirtieth day following entry unless Respondent requested a modification or dismissal of the stated findings of fact and conclusions of law by setting forth in writing any and all

reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

Respondent's legal counsel, Christopher S. Lipari, Esquire, replied to the Provisional Order of Discipline on behalf of the Respondent in a correspondence dated October 6, 2015. This submission demonstrated respondent's completion of the following continuing education during the listed biennial periods:

- 68.5 hours within June 1, 2006 - May 31, 2008;
- 2 hours within June 1, 2008 - May 31, 2010;
- 2.1 hours within June 1, 2010 - May 31, 2012;
- 0 hours within June 1, 2012 - May 31, 2014; and
- 62.9 hours within June 1, 2014 - May 31, 2016.

Further, the respondent conceded in the submission that she had not timely completed the required continuing education as a result of marital issues and ultimate divorce.

The Board reviewed Respondent's submissions and determined that further proceedings were not necessary and that no material discrepancies had been raised. Based on the foregoing, the Board voted to finalize the Provisional Order of Discipline with modifications.

The Board concluded that Respondent may apply 30 of the 62.9 hours earned during the 2014 - 2016 biennial renewal period to cure the deficiency of the June 1, 2012 - May 31, 2014

biennial period in order to avoid suspension of her license. The remaining 32.9 hours may be applied to the current renewal period, 2014 - 2016.

Inasmuch as Respondent cured the deficiency in her continuing education for the June 1, 2012 - May 31, 2014 biennial period, the Board determined that suspension was no longer warranted. However, the Board determined that Respondent's failure to timely complete the required continuing education within the June 1, 2012 - May 31, 2014 biennial period warrants imposition of a two hundred dollar and fifty dollar (\$250) civil penalty. Additionally, the Board found that a reprimand is warranted for Respondent's corresponding answer on her renewal application whereby she misrepresented that she had timely completed the required continuing education when she was unable to demonstrate, to the satisfaction of the Board, that she had done so.

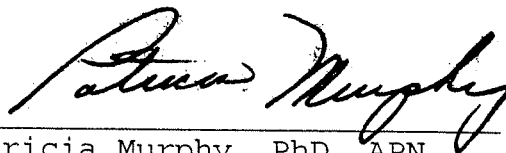
ACCORDINGLY, IT IS on this 10th day of DECEMBER 2015, ORDERED that upon the filing of a FINAL ORDER OF DISCIPLINE in this matter:

1. A reprimand is imposed on Respondent Shauna M. May, LPN, for falsifying the continuing education information on her license renewal application.

2. Respondent is assessed a civil penalty in the amount of two hundred fifty dollars (\$250) for failing to timely complete required continuing education. Payment shall be made by certified check, bank cashier check, or money order payable to "State of New Jersey," or by wire transfer, direct deposit, or credit card payment delivered or mailed to Leslie Burgos, Board Staff, State Board of Nursing, Post Office Box 45010, Newark, New Jersey 07101. Any other form of payment will be rejected and will be returned to the party making the payment. Payment shall be made no later than fifteen (15) days after the date of filing of a **Final Order of Discipline**. In the event Respondent fails to make a timely payment, a certificate of debt shall be filed in accordance with N.J.S.A. 45:1-24 and the Board may bring such other proceedings as authorized by law.

NEW JERSEY STATE BOARD OF NURSING

By: _____

A handwritten signature in cursive script, appearing to read "Patricia Murphy", written over a horizontal line.

Patricia Murphy, PhD, APN
Board President